

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division**

ELIZABETH SINES, SETH WISPELWEY,  
MARISSA BLAIR, APRIL MUNIZ, MARCUS  
MARTIN, NATALIE ROMERO, CHELSEA  
ALVARADO, JOHN DOE, and THOMAS  
BAKER,

Plaintiffs,

v.

JASON KESSLER, et al.,

Defendants.

**Civil Action No. 3:17-cv-00072-NKM**

**PLAINTIFFS' MOTION TO SEAL RESPONSE IN OPPOSITION TO DEFENDANTS  
HILL, TUBBS AND LEAGUE OF THE SOUTH'S MOTION FOR SUMMARY  
JUDGMENT AND SELECTED SUPPORTING EXHIBITS**

On September 4, 2020, Plaintiffs Elizabeth Sines, Seth Wispelwey, Marisa Blair, April Muniz, Marcus Martin, Natalie Romero, Chelsea Alvarado, John Doe, and Thomas Baker ("Plaintiffs"), by and through their counsel, filed a redacted Response in Opposition to Defendants Hill, Tubbs and League of the South's Motion for Summary Judgment ("Response"). Plaintiffs respectfully request that the Court enter the proposed order sealing their un-redacted Response as well as selected exhibits ("Exhibits") supporting Plaintiffs' Response, pursuant to W.D. Va. Local Rule 9. The un-redacted Response and Exhibits 1-13, 19-44, 46-61, 65, 68, 72-81, 105-129, 131-137 and 140 supporting Plaintiffs' Response, will be submitted conditionally under seal to the Court, and have been designated as either "Confidential" or "Highly Confidential" pursuant to the

January 3, 2018 Order for the Production of Documents and Exchange of Confidential Information (ECF No. 167) (“Protective Order”).

For the reasons set forth herein, Plaintiffs request that their un-redacted Response and supporting Exhibits 1-13, 19-44, 46-61, 65, 68, 72-81, 105-129, 131-137 and 140 be sealed in accordance with W.D. Va. Local Rule 9 and the Protective Order.

Dated: September 4, 2020

Respectfully submitted,

/s/ Alan Levine

Alan Levine (*pro hac vice*)

Daniel P. Roy III (*pro hac vice*)

Amanda L. Liverzani (*pro hac vice*)

COOLEY LLP

55 Hudson Yards

New York, NY 10001

Telephone: (212) 479-6260

Fax: (212) 479-6275

alevine@cooley.com

droy@cooley.com

aliverzani@cooley.com

*Of Counsel:*

Roberta A. Kaplan (*pro hac vice*)  
Julie E. Fink (*pro hac vice*)  
Gabrielle E. Tenzer (*pro hac vice*)  
Joshua A. Matz (*pro hac vice*)  
Michael L. Bloch (*pro hac vice*)  
Emily C. Cole (*pro hac vice*)  
Alexandra K. Conlon (*pro hac vice*)  
Jonathan R. Kay (*pro hac vice*)  
Benjamin D. White (*pro hac vice*)  
Raymond P. Tolentino (*pro hac vice*)  
Yotam Barkai (*pro hac vice*)  
KAPLAN HECKER & FINK, LLP  
350 Fifth Avenue, Suite 7110  
New York, NY 10118  
Telephone: (212) 763-0883  
rkaplan@kaplanhecker.com  
jfink@kaplanhecker.com  
gtenzer@kaplanhecker.com  
jmatz@kaplanhecker.com  
mbloch@kaplanhecker.com  
ecole@kaplanhecker.com  
aconlon@kaplanhecker.com  
jkay@kaplanhecker.com  
bwhite@kaplanhecker.com  
rtolentino@kaplanhecker.com  
ybarkai@kaplanhecker.com

Karen L. Dunn (*pro se*)  
William A. Isaacson (*pro se*)  
Jessica E. Phillips (*pro hac vice*)  
PAUL WEISS RIFKIND WHARTON &  
GARRISON LLP  
2001 K Street, NW  
Washington, DC 20006-1047  
Telephone: (202) 223-7300  
Fax: (202) 223-7420  
kdunn@paulweiss.com  
wisaacson@paulweiss.com  
jphillips@paulweiss.com

David E. Mills (*pro hac vice*)  
Joshua M. Siegel (VSB 73416)  
Caitlin B. Munley (*pro hac vice*)  
Samantha A. Strauss (*pro hac vice*)  
Alexandra Eber (*pro hac vice*)  
COOLEY LLP  
1299 Pennsylvania Avenue, NW  
Suite 700  
Washington, DC 20004  
Telephone: (202) 842-7800  
Fax: (202) 842-7899  
dmills@cooley.com  
jsiegel@cooley.com  
cmunley@cooley.com  
sastrauss@cooley.com  
aeber@cooley.com

Robert T. Cahill (VSB 38562)  
Scott W. Stemetzki (VSB 86246)  
COOLEY LLP  
11951 Freedom Drive, 14th Floor  
Reston, VA 20190-5656  
Telephone: (703) 456-8000  
Fax: (703) 456-8100  
rcahill@cooley.com  
sstemetzki@cooley.com

Katherine M. Cheng (*pro hac vice*)  
BOIES SCHILLER FLEXNER LLP  
55 Hudson Yards, 20th Floor  
New York, NY 10001  
Telephone: (212) 446-2300  
Fax: (212) 446-2350  
kcheng@bsflp.com

J. Benjamin Rottenborn (VSB No. 84796)  
Woods Rogers PLC  
10 South Jefferson Street, Suite 1400  
Roanoke, Va. 24011  
Tel: (540) 983-7600  
Fax: (540) 983-7711  
brottenborn@woodsrogers.com

*Counsel for Plaintiffs*

### CERTIFICATE OF SERVICE

I hereby certify that on September 4, 2020, I filed the foregoing with the Clerk of Court through the CM/ECF system, which will send a notice of electronic filing to:

Elmer Woodard  
5661 US Hwy 29  
Blairs, VA 24527  
isuecrooks@comcast.net

James E. Kolenich  
Kolenich Law Office  
9435 Waterstone Blvd. #140  
Cincinnati, OH 45249  
jek318@gmail.com

*Counsel for Defendants Jason Kessler,  
Nathan Damigo, Identity Europa, Inc.  
(Identity Evropa), Matthew Parrott, and  
Traditionalist Worker Party*

Bryan Jones  
106 W. South St., Suite 211  
Charlottesville, VA 22902  
bryan@bjoneslegal.com

*Counsel for Defendants Michael Hill,  
Michael Tubbs, and League of the South*

William Edward ReBrook, IV  
The ReBrook Law Office  
6013 Clerkenwell Court  
Burke, VA 22015  
edward@rebrooklaw.com

*Counsel for Defendants Jeff Schoep, National  
Socialist Movement, and Nationalist Front*

Justin Saunders Gravatt  
David L. Campbell  
Duane, Hauck, Davis & Gravatt, P.C.  
100 West Franklin Street, Suite 100  
Richmond, VA 23220  
jgravatt@dhdglaw.com  
dcampbell@dhdglaw.com

*Counsel for Defendant James A. Fields, Jr.*

I further hereby certify that on September 4, 2020, I also served the following non-ECF participants, via electronic mail, as follows:

Christopher Cantwell  
christopher.cantwell@gmail.com

Robert Azzmador Ray  
azzmador@gmail.com

Elliott Kline a/k/a Eli Mosley  
eli.f.mosley@gmail.com  
deplorabletruth@gmail.com

Vanguard America  
c/o Dillon Hopper  
dillon\_hopper@protonmail.com

Matthew Heimbach  
matthew.w.heimbach@gmail.com

Richard Spencer  
richardbspencer@gmail.com

/s/ Alan Levine  
Alan Levine (*pro hac vice*)  
*Counsel for Plaintiffs*